IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE TWENTY FOURTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE B.PRAKASH RAO

WRIT PETITION NO : 7540 of 2004

Between:

1 C.Venkateswarlu S/o C.Chenchaiah
H.No.8-31, Main Bazar, Betamcherla
Kurnool dist
2 Kurni Yellappa S/o K.Yellappa
H.No.3-28, Near SBI Betamcherla
Kurnool dist
3 P.Venkata Ramaiah S/o P.Balaiah
22-225 Fort, Nandyal
Kurnool dist
4 G.Bhagya Jayalalitha D/o G.Krishina Murthy
D.No.12/1/96, Bytipeta, Betamcherla
Kurnool dist
5 C.Lakshmi Reddy s/o C.Narayana Reddy
H.No.2-142, Bytipeta Betamcherla
Kurnool dist
6 M.Venkata Ramanamma W/o M.Krishna Murthy
D.No.1-88, Baitipeta Betamcherla(PO), Dhone Taluk
Kurnool dist
7 N.Sreenivasulu S/o N.C.Pullaiah
H.No.8-111, Main Bazar, Betamcherla
Kurnool dist
8 D.Konda Reddy S/o D.P.Venkata Reddy
H.No.12-104-A, Padmavathi Nagar Behind Birla co, Kurnool
Kurnool dist
9 Ratnakaram Sreedevi D/o R.Vijayaramaraju
H.No. 28-552, G/A, Water Tank Backside Noonepalli , Nandyal,
Kurnool dist
10 Vankadara Subramanyam S/o V.P.C. Rayudu
H.No. 19-172, Medamvari Street, Nandyal,
Kurnool dist

..... PETITIONER(S)

AND

1 The Governnment of AP Home Department
rep by its Secretary Secretariat, Hyderabad
2 Vijeta Agro Farms (India) Limited having its office at Vijeta complex sivalayam street, kothapet, guntur
rep by its Chiarman & Managing Director D.Krishna Murthy Gupta
3 D.Krishna Murthy Gupta S/o Narayana Gupta
Vijeta Group of Companies R/o Opp. Vishnu Apartments. Krishna Nagar Guntur, Guntur Dist

4 The District collector Kurnool
Kurnool District
5 The Superintendent of Police Kurnool.
Kurnool District

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ or order or direction , more particularly one in the nature of Writ of Mandamus directing the 1st respondent to initiate proceedings under Act 17/1999 namely "A.P.Protection of Depositors of Financial Establishments Act, 1999" more particularly under sec. 3,4,6 and 7 of the Act 17/1999 against the 2nd and 3rd respondents, more particularly by attaching their assets and properties, by declaring the inaction on the part of the 1st respondent in taking steps on the said enachment is illegal, arbitrary and opposed to very objective of the Act 17/1999.

Counsel for the Petitioner:MR.V.AJAY KUMAR

Counsel for the Respondent Nos. 1, 4 and 5: GP FOR HOME

Counsel for the Respondents 2 and 3 : None appeared.

The Court made the following :

ORDER:

Heard both sides and at their request, the writ petition itself is taken up for final disposal.

It is represented that having regard to the fact that already this court passed similar orders in W.P.No.3445 of 2004 and batch dated 28.7.2004, this writ petition can be disposed of on those lines.

Following the said judgment, the writ petition is disposed of directing the 5th respondent to complete the entire process of investigation and file charge-sheet within four months from the date of receipt of a copy of this order. No costs.

24.9.2004

cvm

To,

1 The Governnment of AP Home Department } Along with a copy of the
rep by its Secretary Secretariat, Hyderabad } judgment in W.P.No.3445
2 Vijeta Agro Farms (India) Limited } of 2004 and batch dated

having its office at Vijeta complex sivalayam street, } 28.7.2004.

kothapet, Guntur,rep by its Chiarman & Managing Director

D.Krishna Murthy Gupta
3 D.Krishna Murthy Gupta S/o Narayana Gupta
Vijeta Group of Companies R/o Opp. Vishnu Apartments. Krishna Nagar
Guntur, Guntur Dist
4 The District collector Kurnool
Kurnool District
5 The Superintendent of Police Kurnool.
Kurnool District

6. 2 CCs to G.P. for Home, High Court of A.P., Hyderabad (OUT).

7. 2 CD copies.